

U.S.S.N. 09/406,353

Page 6 of 7

### REMARKS

This response is intended as a full and complete response to the Notice of Non-Compliant Amendment mailed December 2, 2005. By this response, Applicant has provided the proper status identifiers for claims 1-16.

In view of both the amendments presented above and the discussion in Applicant's November 29, 2005 response to the non-final Office Action mailed August 29, 2005, Applicant submits that none of the claims now pending in the application are indefinite, anticipated or obvious under the respective provisions of 35 U.S.C. §§112, 102 and 103. Thus, Applicant believes that all of these claims are now in allowable form.

It is to be understood that Applicant, by any amendment of the claims, does not acquiesce to the Examiner's characterizations of the art of record or to Applicant's subject matter recited in the pending claims. Further, Applicant is not acquiescing to the Examiner's statements as to the applicability of the art of record to the pending claims by filing the instant responsive amendments.


### CONCLUSION

Thus, Applicant submits that none of the claims, presently in the application, is indefinite, anticipated or obvious under the respective provisions of 35 U.S.C. §§112, 102 or 103. Consequently, Applicant believes that all these claims are in condition for allowance. Accordingly, both reconsideration of this application and its swift passage to issue are earnestly solicited.

If, however, the Examiner believes that there are any unresolved issues requiring adverse final action in any of the claims now pending in the application, it is requested that the Examiner telephone Eamon J. Wall at (732) 530-9404 so that appropriate arrangements can be made for resolving such issues as expeditiously as possible.

Respectfully submitted,

Dated: 12/29/05

  
\_\_\_\_\_  
Eamon J. Wall, Attorney  
Reg. No. 39,414

U.S.S.N. 09/406,353  
Page 7 of 7

PATTERSON & SHERIDAN, LLP  
595 Shrewsbury Avenue, Suite 100  
Shrewsbury, New Jersey 07702  
732-530-9404 - Telephone  
732-530-9808 - Facsimile

418064-1